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10 Attorneys for Defendants

11 UNITED STATES DISTRICT COURT
12
13 CENTRAL DISTRICT OF CALIFORNIA
14

15 CHANEL, INC.,

16 Plaintiff,

17 v.
18

19 FARIHA ALHASSEN ET AL.

20 Defendants.
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Case No. 5:16-cv-00747-ODW-KK

DECLARATION OF AHMAD J. LABABIDI

Filed and Served Concurrently:

1. Objections to Damages Evidence

Judge: Hon. Otis D. Wright, II

Courtroom: 11

Complaint Filed: April 20, 2016

1 I, Ahmad J. Lababidi, declare as follows:

2 1. I have personal knowledge of the facts as stated herein. If called to
3 testify, I would and could competently testify thereto.
4

5 2. I am a Defendant in this action. Both my wife, Fariha Alhassen and I
6 are students. We decided to start a website to sell some products to help us fund
7 our college education.
8

9 3. We purchased and resold goods. We did not make any goods

10 4. Unfortunately, we had no idea that the product, a cell phone case, with
11 the Chanel label on it was pirated by a manufacturer in China. We purchased the
12 product from the manufacturer and were repeatedly told that they had a license to
13 manufacture the product.
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16 5. We received a cease and desist letter from Chanel and immediately
17 stopped selling the product.
18

19 6. Additionally, upon receipt of the lawsuit, we retained a lawyer to
20 respond to the Complaint and try and reach a settlement with Chanel. We believed
21 that we were on track to settle, when Chanel ceased negotiations.
22

23 7. We did not willfully or intentionally infringe on Chanel's Trademark.
24 We also in the future will not do so. It was a mistake.

25 8. I am submitting this declaration concerning the relief sought and
26 damages claimed by Chanel. My wife and I of course agree to an injunction and
27
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1 have no intention of selling any further cellphone cases with Chanel's Trademark
2 on it.

3
4 9. The Plaintiff is seeking statutory damages and has provided no
5 evidence of any damages. I was duped by a Chinese manufacturer and did not
6 willfully infringe on the mark. Also, I will stipulate to an injunction. Therefore, if
7 the Court is inclined to proceed with the Motion for Default Judgment, I
8 respectfully request that the Court only order an injunction against future sales.
9

10 I declare and testify under penalty of perjury under the laws of the United
11 States of America that the foregoing is true and correct. Executed on October 13,
12 2016.
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16 /s/ Ahmad J. Lababidi
17 Ahmad J. Lababidi
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